



UNITED STATES INTERNATIONAL TRADE COMMISSION

WASHINGTON, DC 20436

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TO: Interested Parties -- Commercial Availability Reviews

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Program Managers for Commercial Availability Reviews

SUBJECT: Commercial Availability Review on Certain Knitted Apparel of Nylon
Flat Filament Yarn (Investigation No. 332-465-010)

The U.S. International Trade Commission has initiated a review to provide advice concerning a petition filed under the “commercial availability” provision of the African Growth and Opportunity Act (AGOA). The petition covers 100-percent nylon flat filament yarn, classified in subheading 5402.41.90 (statistical reporting no. 5402.41.9040) of the Harmonized Tariff Schedule of the United States (HTSUS). The certain nylon 66, fully drawn flat filament yarn covered in the petition is made into certain knitted apparel articles that are both cut and sewn or knit-to-shape in one or more AGOA beneficiary countries from such yarns.

The petition was filed by Shibani Inwear and received by the Committee for the Implementation of Textile Agreements (CITA) on November 9, 2005. The petition alleges that the yarn cannot be supplied by the domestic industry in commercial quantities in a timely manner.

The Commission will conduct the review and provide advice under its investigation No. 332-465, *Commercial Availability of Apparel Inputs (2005): Effect of Providing Preferential Treatment to Apparel Imported from Sub-Saharan African, Caribbean Basin, and Andean Countries*, instituted at the request of the United States Trade Representative (USTR). The advice concerns the probable economic effect on U.S. producers, workers, and consumers of granting duty-free and quota-free treatment to apparel made in eligible countries from the specified yarn, regardless of the source of the yarn, should CITA determine that the yarn cannot be supplied by the domestic industry in commercial quantities in a timely manner. The Commission will submit its advice to USTR in a classified report by December 21, 2005, and issue a public version of it soon thereafter.

The Commission invites interested parties to submit written statements (original and 3 copies) concerning issues to be addressed by the Commission in this review by December 7, 2005. Information on procedures for submitting written statements to

the Commission can be found in its notice of investigation, which was published in the *Federal Register* of January 26, 2005 (70 F.R. 3728) and posted on its website at http://www.usitc.gov/secretary/fed_reg_notices/332/332_465_institution01242005sgl.pdf.

Further information on this review can be obtained from Laura V. Rodriguez (202-205-3499); laura.rodriguez@usitc.gov and Andrea W. Boron (202-205-3433); andrea.boron@usitc.gov. Information on the commercial availability investigation of the Commission can be obtained from its Program Managers (see above) and from its website at http://www.usitc.gov/ind_econ_ana/research_ana/pres_cong/332/short_supply/shortsupplystat.htm. Information on commercial availability requests is also available from the U.S. Department of Commerce, which chairs CITA, on the website of its Office of Textiles and Apparel at <http://otexa.ita.doc.gov/CA.htm>.